

AMENDED IN SENATE JUNE 30, 2003  
AMENDED IN ASSEMBLY JUNE 3, 2003  
AMENDED IN ASSEMBLY MAY 12, 2003  
AMENDED IN ASSEMBLY APRIL 30, 2003  
AMENDED IN ASSEMBLY APRIL 22, 2003  
AMENDED IN ASSEMBLY MARCH 24, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

## ASSEMBLY BILL

**No. 561**

**Introduced by Assembly Member ~~Lieber~~ Members *Lieber and Chu***

**(~~Coauthors: Assembly Members Nation and Yee~~)  
(~~Coauthor: Senator Romero~~)**

February 18, 2003

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~~An act to amend Section 4561 of the Public Resources Code, relating to timber harvest. An act to add Sections 14504, 14504.1, 14504.2, and 14504.3 to the Welfare and Institutions Code, relating to family planning.~~

### LEGISLATIVE COUNSEL'S DIGEST

AB 561, as amended, Lieber. ~~Timber harvest; conservation~~ *Family planning; teen pregnancy.*

*Existing law establishes within the State Department of Health Services, the Office of Family Planning, and prescribes the functions, powers, and duties of the office relating to the provision of family planning services in the state. The office has implemented various*

programs, including the Male Involvement Program, the Community Challenge Grants Program, the TeenSMART Program, and the Information and Education Program.

This bill would establish these programs on a continuing basis within the office, and prescribe specific goals for each program. The bill would provide that these provisions shall be implemented only to the extent that funding is made available from the federal government, in the annual Budget Act or another statute, or through any combination of these funding sources.

~~The Z'berg-Nejedly Forest Practice Act of 1973 declares an intent to create and maintain an effective and comprehensive system of regulation and use of all timberlands in order to assure that the goal of maximum sustained production of high-quality timber products is achieved while giving consideration to values relating to recreation, watershed, wildlife, range and forage, fisheries, regional economic vitality, employment, and aesthetic enjoyment. The act also declares an intent to insure a cover of trees of commercial species is maintained or established after timber operations. The act defines minimum acceptable tree stocking for an area covered by a timber harvesting plan and requires the State Board of Forestry and Fire Protection to adopt standards for each forest district that are equal to or stricter than the minimum standards.~~

~~This bill would declare that “variable retention” is a silvicultural practice and harvest method designed to maintain, enhance, and restore structurally complex managed forests. The bill would require the board, by January 1, 2005, to adopt regulations that define the term “variable retention” in an ecologically meaningful manner.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 ~~SECTION 1.—Section 4561 of the Public Resources Code is~~
- 2 ~~SECTION 1. Section 14504 is added to the Welfare and~~
- 3 ~~Institutions Code, to read:~~
- 4 ~~14504. (a) The Male Involvement Program shall be a~~
- 5 ~~continuing program within the Office of Family Planning with the~~
- 6 ~~goal of reducing teenage pregnancy through promoting primary~~
- 7 ~~prevention skills and motivation in adolescent boys and young~~

1 *men. In order to accomplish this goal, the program shall assist*  
2 *local programs to do all of the following:*

3 *(1) Increase community and individual awareness regarding*  
4 *the importance of the roles and responsibilities of adolescent boys*  
5 *and young men in the reduction of teenage pregnancies.*

6 *(2) Reinforce community values that support these roles and*  
7 *responsibilities.*

8 *(3) Increase knowledge, skills, and motivation of at-risk*  
9 *adolescent boys and young adult men in order to actively promote*  
10 *their role in reducing teenage pregnancies.*

11 *(b) Grants shall be made available to qualifying public or*  
12 *private nonprofit providers for implementation of the Male*  
13 *Involvement Program.*

14 *(c) This section shall be implemented only to the extent that*  
15 *funding is made available from the federal government, in the*  
16 *annual Budget Act or another state statute, or through any*  
17 *combination of these sources of funding.*

18 *SEC. 2. Section 14504.1 is added to the Welfare and*  
19 *Institutions Code, to read:*

20 *14504.1. (a) The Community Challenge Grants Program*  
21 *shall be a continuing program within the Office of Family*  
22 *Planning with the goal of reducing the number of teenage*  
23 *pregnancies and teenage single parents, and promoting*  
24 *responsible parenting and the involvement of the biological father*  
25 *in economic, social, and emotional support of his children.*

26 *(b) The program may target the following specific population*  
27 *groups:*

28 *(1) Presexually active adolescents.*

29 *(2) Sexually active adolescents.*

30 *(3) Pregnant and parenting teens.*

31 *(4) Parents and families.*

32 *(5) Adults at risk for unwed motherhood or absentee*  
33 *fatherhood.*

34 *(c) School-based programs that include sexuality education*  
35 *shall comply with the requirements of Section 51553 of the*  
36 *Education Code relative to the content of sex education courses,*  
37 *Section 51201.5 of the Education Code, which governs HIV/AIDS*  
38 *prevention, and Section 220 of the Education Code, which*  
39 *prohibits discrimination in schools based on sexual orientation.*

1 (d) Grants shall be made available to qualifying  
2 community-based nonprofit organizations and priority shall be  
3 given to those organizations with community-based partnerships  
4 that have developed effective local prevention programs.

5 (e) This section shall be implemented only to the extent that  
6 funding is made available from the federal government, in the  
7 annual Budget Act or another state statute, or through any  
8 combination of these sources of funding.

9 SEC. 3. Section 14504.2 is added to the Welfare and  
10 Institutions Code, to read:

11 14504.2. (a) The TeenSMART Program shall be a continuing  
12 program within the Office of Family Planning with the goal of  
13 reducing teenage pregnancies and reducing the incidence of  
14 sexually transmitted infections among sexually active teens  
15 through enhanced reproductive health care counseling, pregnancy  
16 prevention education, and sexually transmitted infection risk  
17 reduction efforts for adolescents accessing Family PACT  
18 TeenSMART clinics.

19 (b) The services to be provided through TeenSMART shall  
20 include counseling services and outreach in local communities to  
21 assist teens who are at high risk of pregnancy to access clinical  
22 family planning services. Outreach activities may include, but are  
23 not limited to, establishing referral networks, providing  
24 information about clinic services to teens in either formal group  
25 presentations or small group education and counseling sessions,  
26 and one-on-one education and counseling sessions.

27 (c) Grants shall be made available to qualified public or  
28 private nonprofit providers for implementation of the TeenSMART  
29 Program.

30 (d) This section shall be implemented only to the extent that  
31 funding is made available from the federal government, in the  
32 annual Budget Act or another state statute, or through any  
33 combination of these sources of funding.

34 SEC. 4. Section 14504.3 is added to the Welfare and  
35 Institutions Code, to read:

36 14504.3. (a) The Information and Education Program shall  
37 be a continuing program within the Office of Family Planning with  
38 the goal of decreasing teenage pregnancies through educational  
39 programs that equip teens at high risk for pregnancy with the

1 knowledge, understanding, and behavioral skills necessary to  
2 make responsible decisions regarding at-risk behavior.

3 (b) (1) The program shall target youths in a variety of settings,  
4 including, but not limited to, schools, juvenile justice facilities,  
5 community-based settings, social services and youth agencies, and  
6 foster care programs.

7 (2) The program shall also focus on parents of high-risk youths  
8 and other adults responsible for serving youths at risk in an effort  
9 to assist them with effective tools for counseling at-risk youth  
10 regarding responsible behavior.

11 (c) Priority for funding under this program shall be given to the  
12 following:

13 (1) Programs that will increase youths' knowledge and ability  
14 to deal responsibly with their own sexuality and the social  
15 pressures affecting them.

16 (2) Programs that will enhance the ability of parents and other  
17 parenting adults to fulfill their roles as the primary sex educators  
18 of their children.

19 (d) Grants shall be made available to qualified public or  
20 private nonprofit providers for implementation of the Information  
21 and Education Program.

22 (e) This section shall be implemented only to the extent that  
23 funding is made available from the federal government, in the  
24 annual Budget Act or another state statute, or through any  
25 combination of these sources of funding.

26 amended to read:

27 ~~4561. It is the purpose of this section to set forth resource~~  
28 ~~conservation standards for timber operations, and to insure that a~~  
29 ~~cover of trees of commercial species, sufficient to utilize~~  
30 ~~adequately the suitable and available growing space, is maintained~~  
31 ~~or established after timber operations.~~

32 ~~(a) The following resource conservation standards define~~  
33 ~~minimum acceptable stocking, and an area covered by a timber~~  
34 ~~harvesting plan shall be classified as acceptably stocked if either~~  
35 ~~of the following conditions exist within five years after completion~~  
36 ~~of timber operations:~~

37 ~~(1) The area contains an average point count of 300 per acre,~~  
38 ~~except in areas that the registered professional forester who~~  
39 ~~prepares the timber harvesting plan has determined are site IV~~  
40 ~~classification or lower. In those areas, the minimum average point~~

1 ~~count shall be 150 per acre. Point count shall be computed as~~  
2 ~~follows:~~

3 ~~(A) Each countable tree that is not more than four inches in~~  
4 ~~diameter at breast height to count as one.~~

5 ~~(B) Each countable tree over four inches and not more than 12~~  
6 ~~inches in diameter at breast height to count as three.~~

7 ~~(C) Each countable tree over 12 inches in diameter at breast~~  
8 ~~height to count as six.~~

9 ~~(2) The average residual basal area, measured in stems one inch~~  
10 ~~or larger in diameter, is at least 85 square feet per acre, except in~~  
11 ~~areas that the registered professional forester who prepares the~~  
12 ~~timber harvesting plan has determined are site II classification or~~  
13 ~~lower. In those areas, the minimum average residual basal area~~  
14 ~~shall be 50 square feet per acre.~~

15 ~~(b) The board, on a finding that it is in furtherance of the~~  
16 ~~purposes of this chapter, may encourage selection, shelterwood, or~~  
17 ~~other types of management of timber where consistent with the~~  
18 ~~biological requirements of the tree species and may regulate the~~  
19 ~~size and shape of areas in which even-age management of timber~~  
20 ~~is utilized.~~

21 ~~(c) Timberland harvested between January 1, 1974, and the~~  
22 ~~adoption of stocking standards pursuant to this chapter shall be~~  
23 ~~classified as adequately stocked if, as a result of stocking that has~~  
24 ~~taken place subsequent to harvest, the minimum standards~~  
25 ~~specified in this section are met.~~

26 ~~(d) Rock outcroppings and other areas not normally bearing~~  
27 ~~timber may not be considered as requiring stocking and are exempt~~  
28 ~~from stocking provisions.~~

29 ~~(e) The Legislature finds and declares that “variable retention”~~  
30 ~~is a silvicultural practice and harvest method designed to maintain,~~  
31 ~~enhance, and restore structurally complex managed forests. On or~~  
32 ~~before January 1, 2005, the board shall adopt regulations that~~  
33 ~~define the term “variable retention” in an ecologically meaningful~~  
34 ~~manner.~~